

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

MICHAEL LYNN ANDERSON,

Defendant-Appellant.

UNPUBLISHED

January 30, 2007

No. 261933

Muskegon Circuit Court

LC No. 03-049533-FC

Before: Sawyer, P.J., and Neff and White, JJ.

WHITE, J. (*concurring*).

The record is replete with unobjected-to hearsay, and otherwise objectionable testimony. Nevertheless, on balance, I must concur in the affirmance because I am unable to conclude that defendant was deprived of a substantial defense, *People v Bass (On Rehearing)*, 223 Mich App 241, 252-253; 565 NW2d 62 (1997), vacated in part on other grounds 457 Mich 866 (1998), or that there was a reasonable probability that, but for counsel's errors, the result would have been different. *People v Carbin*, 463 Mich 590, 599-600; 623 NW2d 884 (2001).

/s/ Helene N. White